

## ORDINANCE NO. \_\_\_\_\_

1 AN ORDINANCE repealing Section 10.48.090 of the Lincoln Municipal Code  
2 relating to the sale of abandoned or seized bicycles.

3 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

4 Section 1. That Section 10.48.090 of the Lincoln Municipal Code be and the  
5 same is hereby repealed.

6 ~~**10.48.090 Sale of Abandoned or Seized Bicycles.**~~

7 ~~It is hereby made the duty of every member of the police force to deliver for detention~~  
8 ~~and disposition, as he or she may be directed, every bicycle that may be seized or found by him~~  
9 ~~or her, immediately after the same shall have come into his or her possession. A record shall~~  
10 ~~be kept for every bicycle coming into the possession of the Police Department indicating the~~  
11 ~~date of receipt and description thereof. All bicycles in the custody of the city which have~~  
12 ~~remained unclaimed for more than thirty days shall be disposed of in the following manner:~~

13 ~~(a) Such bicycles shall be sold at public auction at such location as may be~~  
14 ~~designated by the Mayor to the highest bidder on such dates as shall be determined by the~~  
15 ~~Chief of Police; provided, that any such bicycle shall be reserved from sale if a bid of at last~~  
16 ~~seven and one-half dollars is not received on such bicycle. Notice of any such sale shall be~~  
17 ~~published in a newspaper of general circulation in the city for five consecutive days with the last~~  
18 ~~date of such publication to be not less than ten days nor more than twenty days prior to the date~~  
19 ~~of sale. The registered owner of any bicycle properly registered in the City of Lincoln shall be~~  
20 ~~given notice that such bicycle is being detained for disposition. Said notice shall be by regular~~  
21 ~~United States mail, sent to the last known address of the registered owner at least ten days prior~~  
22 ~~to the date of the auction at which such bicycle is to be sold.~~

1 ~~\_\_\_\_\_ (b) \_\_\_\_\_ Any bicycles not disposed of pursuant to (a) above shall be sold to a service~~  
2 ~~agency providing services to low income or otherwise needy minors for distribution to said~~  
3 ~~needy minors. The sale price and list of agencies shall be approved in advance of the sale by~~  
4 ~~resolution of the City Council. The determination of which agencies may purchase the bicycles~~  
5 ~~when there are not sufficient bicycles to meet the demand of the agencies shall be on a rotating~~  
6 ~~basis in the order by which the agencies are listed on the council-approved list of qualified~~  
7 ~~agencies. The agencies dispensing bicycles shall file a written statement with the City Clerk~~  
8 ~~within thirty days after dispensing said bicycles informing the City Council of the names of those~~  
9 ~~receiving said bicycles.~~

10                   Section 2 That this ordinance shall take effect and be in force from and after its  
11 passage and publication according to law.

Introduced by:

\_\_\_\_\_  
Approved as to Form & Legality:

\_\_\_\_\_  
City Attorney

Approved this \_\_\_\_ day of \_\_\_\_\_, 2005:

\_\_\_\_\_  
Mayor